

**TELECOPIER COVER SHEET**

July 22, 2003

<b>To: Assistant Commissioner for Patents</b>	<b>From: Estella Pineiro Patent Administrator 818/493-2251</b>
<b>Attention: Examiner F. Oropeza Art Unit: 3762 TECHNOLOGY CENTER 3700</b>	<b>ST. JUDE MEDICAL CRMD 15900 Valley View Court Sylmar, California 91392-9221</b>
<b>Telecopier: 703/306-4520</b>	<b>Telecopier: 818/362-4795</b>
<b>RE: Filing of Request for Reconsideration Applic. No. 09/847,703 Filed: 05/01/2001 Docket No. A01P1028</b>	<b>Number of pages being sent: <u>8</u> (including cover page)</b>

PLEASE DELIVER TO EXAMINER FRANCES P. OROPEZA, Art Unit 3762.

**FAX RECEIVED**  
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**GROUP 3700**

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mark W. Kroll  
Serial No.: 09/847,703 Examiner: F. Oropeza  
Filed: 05/01/01 Art Unit: 3762  
Docket No.: A01P1028  
For: METHOD AND APPARATUS FOR BIVENTRICULAR STIMULATION  
AND CAPTURE MONITORING

TRANSMITTAL OF REQUEST FOR RECONSIDERATION AND CERTIFICATE OF MAILING

MAIL STOP AMENDMENTS  
ASSISTANT COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith for filing are the following documents:

- ☒ Request for Reconsideration  
☒ Transmittal of Request for Reconsideration and Cert. of Mlg.  
☒ Fee Transmittal

Respectfully submitted,

Date:

7/22/03

  
Derrick Reed  
Reg. No. 40,138

Correspondence Address:  
PACESETTER, INC.  
15900 Valley View Court  
Sylmar, CA 91392-9221  
818/493-2200  
818/362-4795 (fax)

I hereby certify that this correspondence is being facsimile  
transmitted to the United States Patent and Trademark Office on:

July 22, 2003

  
Estella Pineiro  
Date 7/22/03

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JUL 22 2003  
GROUP 3700

PTO/SB/17 (05-03)

Approved for use through 04/30/2003. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL**  
**for FY 2003**

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 0

**Complete if Known**Application Number **09/847,703**Filing Date **05/01/2001**First Named Inventor **Mark W. Kroll**Examiner Name **F. Oropeza**Art Unit **3762**Attorney Docket No. **A01P1028****METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number  
Deposit Account Name**16-0068****PACESETTER, INC.**

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	180	2005	80	Provisional filing fee	
<b>SUBTOTAL (1)</b>					<b>(\$)</b>

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims		Extra Claims		Fee from below	Fee Paid
Independent Claims	Multiple Dependent	-20** =	-3** =		

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
<b>SUBTOTAL (2)</b>					<b>(\$)</b>

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	85	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	830	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1480	130	1480	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)**

(\$)

**SUBMITTED BY**

(Complete if applicable)

Name (Print/Type)

**Derrick Reed**Registration No.  
(Attorney/Agent)**40,138**Telephone **818/493-2200**

Signature

*Derrick Reed*

Date

**7/22/03****WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**PATENT** 7-24-03**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE** #6

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<b>Applicants:</b>	Mark W. Kroll	<b>Examiner:</b>	F. Oropeza
<b>Serial No.:</b>	09/847,703	<b>Art Unit:</b>	3762
<b>Filed:</b>	05/01/01		
<b>Docket No.:</b>	A01P1028		
<b>For:</b>	METHOD AND APPARATUS FOR BIVENTRICULAR STIMULATION AND CAPTURE MONITORING		

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**REQUEST FOR RECONSIDERATION**

I hereby certify that this correspondence is being facsimile transmitted to  
the United States Patent and Trademark Office on:

Mail Stop AMENDMENTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

July 22, 2003

  
Estelita Bideiro

Date 7/22/03

Dear Sir:

In response to the Office Action, mailed June 4, 2003, reconsideration is  
respectfully requested in light of the following remarks.

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